



# **Public Disclosure Commission**

711 Capitol Way, Room 206

Olympia, Washington

May 26, 2004

2:00 p.m.

## **Special Meeting Agenda - Revised**

**Note:** *All times shown for consideration of agenda items (other than time of convening) are approximate and may vary, depending on the amount of discussion required for each.*

2:00 p.m.

I Commissioner Comments/Concerns

II Public Comments/Concerns

III Commission Meeting Minutes

**Action Item:** Approve Minutes March 24 and 25, 2004

2:05 p.m.

### IV Rule Making

Rule Making Petition for implementation of new guidelines and enforcement mechanisms to protect against unreported contributions from tribal governments, tribal gaming revenue and individual tribal members.

Nancy Krier,  
Senior Counsel

Public Hearing and possible permanent adoption of the following rules:

Susan Harris

1. New WAC 390-05-295 Definition – Promise or promise to pay
2. Amend WAC 390-17-030 Sample ballots and slate cards
3. Amend WAC 390-37-030 Enforcement Procedures – Status of citizen complainant and others
4. Amend WAC 390-37-041 Enforcement procedures – Allegations submitted to the attorney general's office and/or prosecuting attorneys.
5. Amend WAC 390-18-030 Political advertising – Exemptions from identification
6. Amend WAC 390-16-207 In-kind contributions – Explanation and reporting
7. Amend WAC 390-16-238 Personal use of contributions – Standard
8. Amend WAC 390-12-010 Public disclosure commission – regular meetings

2:30 p.m.	<p><u>V Enforcement Matters</u></p> <p>Hearings:</p> <ol style="list-style-type: none"> <li>1. <i>Committee for Responsible Majority, Case #04-383</i>, alleged violations of: (1) RCW 42.17.080 and .090 by failing to timely file monetary contribution reports for contributions received between November 1, 2000 and November 30, 2003 and by failing to timely file summary reports of contributions and expenditures for the same period; and (2) RCW 42.17.105 by failing to timely file last minute contribution reports for contributions received before the 2000 primary and general elections and before the 2002 general election.</li> <li>2. <i>Washington State Farm Bureau, Case #04-309</i>, alleged violation of RCW 42.17.180 by failing to timely file a Lobbyist Employer's Contribution Report (PDC form L-3c) for a monetary contribution made in September 2003.</li> <li>3. <i>C. Foster Rose, Candidate for Mayor of Bellingham, Case #04-419</i>, alleged violations of RCW 42.17.770 by soliciting a paid employment position from two candidates for Mayor of Bellingham in exchange for his endorsement of their candidacies.</li> </ol> <p>Request to Revoke Suspended Portion of Penalties</p> <ol style="list-style-type: none"> <li>1. <u>William Boyce</u>, Case #04-348, found to have violated RCW 42.17.080 and .090 and assessed a penalty of \$500 with \$250 suspended.</li> <li>2. <u>Teresa McQuillen</u>, Case #04-367, found to have violated RCW 42.17.080 and .090 and assessed a penalty of \$500 with \$250 suspended.</li> </ol> <p>Request for Reconsideration</p> <p><u>Grays Harbor Republican Party</u>, Case #04-298, found to have violated RCW 42.17.040, .080, .090 and WAC 390-17-065 and assessed a penalty of \$500 with \$300 suspended.</p>	Phil Stutzman
3:15 p.m.	<p>VI Reporting Modifications</p> <p>New</p> <p><u>J. Dean Morgan</u>, Court of Appeals Division II, requests an exemption for reports filed in 2003 and 2004 from reporting business and other governmental customers of Davis Wright Tremaine, a law firm of which his spouse is a partner.</p>	Phil Stutzman

Renewals (with change)

Phil Stutzman

1. [Jeffrey Brotman](#), *Regent, University of Washington*, requests a renewal of previously granted modification and an exemption from reporting the governmental customers of Costco Wholesale Corporation. He is also requesting modification for the Seattle Art Museum for the F-1 report due in 2003 and 2004.
2. [William Gates](#), *Regent, University of Washington*, requests a renewal of previously granted modification and an exemption from reporting the business and governmental customers of Costco Wholesale Corporation.
3. [Darlene Hartley](#), *School Director, Stanwood-Camano Island School District*, requests a renewal of previously granted modification and an exemption from reporting the business customers of Warm Beach Christian Camps and Conference Center.
4. [Steven Hill](#), *Regent, Washington State University*, requests a renewal of previously granted modification and an exemption from reporting the payments made by Washington State University to Weyerhaeuser Company, Weyerhaeuser International and Weyerhaeuser Company Foundation.
5. [Jay Reich](#), *Trustee, Central Washington University*, requests a renewal of previously granted modification and an exception from the Interpretation 02-03 for lawyers and law firms.
6. [Grace Yuan](#), *Trustee, University of Washington*, requests a renewal of previously granted modification and an exception from the Interpretation 02-03 for lawyers and law firms.

Renewals (no change)

1. [Bruce Allen](#), *School Director, Highland School District*
2. [William Baker](#), *Court of Appeals Division I*
3. [Richard R. Baldwin](#), *School Director, Northshore School District #417*
4. [Craig Cole](#), *Regent, University of Washington*
5. [Elizabeth Cowles](#), *Regent, Washington State University*
6. [Aubrey M. Davis](#), *Commissioner, WA State Transportation Commission*
7. [Stephen L. Johnson](#), *Senator, 47<sup>th</sup> District, King County*

	<p>8. <a href="#"><u>Leslie D. Jones</u></a>, Trustee, Central Washington University</p> <p>9. <a href="#"><u>Richard A. Jones</u></a>, Judge, King County Superior Court</p> <p>10. <a href="#"><u>Kirk Michels</u></a>, School Director, Grandview School District #105</p> <p>11. <a href="#"><u>Richard M. Roozen</u></a>, School Director, Mount Vernon School District</p> <p>12. <a href="#"><u>Jeanne E. Stewart</u></a>, Council Member, City of Vancouver</p> <p>13. <a href="#"><u>Robert Craves</u></a>, Board Member, Higher Education Coordinating Board, for reports filed in 2002 and 2004.</p> <p>14. <a href="#"><u>Dan Kristiansen</u></a>, State Representative, 39<sup>th</sup> Legislative District, for reports filed in 2002, 2003 and 2004.</p> <p>15. <a href="#"><u>Palmer Robinson</u></a>, Judge, King County Superior Court, for reports filed in 2003 and 2004.</p>	
4:00 p.m.	Break	
4:15 p.m.	<p>VII <a href="#"><u>Advisory Matter</u></a></p> <p>RCW 42.17.130, the prohibition on the use of public facilities to support or oppose candidates or ballot issues, and the ability of: (1) local officials to hold town hall meetings to discuss the impact of current initiatives; and (2) a group of local elected officials to convene and discuss budget impacts that pending initiatives will have on their jurisdictions.</p>	Susan Harris
4:40 p.m.	<p>VIII Staff Reports</p> <p>Executive Director</p> <p>Assistant Director</p> <p>Chief Technology Officer</p> <p>Senior Counsel, Attorney General's Office</p>	<p>Vicki Rippie</p> <p>Susan Harris</p> <p>Michael Smith</p> <p>Nancy Krier</p>
5:15 p.m.	<p>IX Executive Session</p> <ul style="list-style-type: none"> <li>• Discussion of pending and potential litigation with legal counsel.</li> <li>• Employee Performance Review</li> </ul> <p>X Adjournment</p>	
May 27 9:00 a.m.	Public Disclosure Commission members will be attending Supreme Court Oral Argument in PDC v. WEA, misuse of agency fees for political purposes – The Commission will not engage in PDC business during this time.	